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California Attorney General Edmund G. Brown Jr.
 Attn: Krystal Paris, Initiative Coordinator
 1300 I Street, 17th Floor, Post Office Box 944255
 Sacramento, California 94244-2550

INITIATIVE COORDINATOR
 ATTORNEY GENERAL'S OFFICE

This is the written request for preparation of title and summary of the chief purposes and points of the proposed initiative measure, known as the California Taxpayer Protection Act of 2010. This text of the initiative is attached.

Proponent TED HILTON

I, Ted Hilton, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot. This statement shall be kept on file at the Attorney General's Office for not less than eight months after the certification of the results of the election for which the petition qualified or, if the measure did not qualify, eight months after the deadline for submission of the petitions to elections officials.

I, _____, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot. This statement shall be kept on file at the Attorney General's Office for not less than eight months after the certification of the results of the election for which the petition qualified or, if the measure did not qualify, eight months after the deadline for submission of the petitions to elections officials.

Proponent signature: Ted Hilton Date: February 14, 2009

Proponent signature: _____ Date: _____

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. This measure shall be known and may be cited as the California Taxpayer Protection Act of 2010.

SECTION 2. Section 27 is added to the Government Code, to read:

27. (a) (1) Except as provided in paragraph (2) or where exempted by federal law, every agency or a political subdivision of this state shall verify the lawful presence in the United States of any natural person fourteen (14) years of age or older who has applied for state or local benefits, as defined in 8 U.S.C., Section 1621, or for federal public benefits as defined in 8 U.S.C., Section 1611, that are administered by an agency or political subdivision of this state.

(2) Verification of lawful presence under the provisions of this section shall not be required:

(A) For any purpose for which lawful presence in the United States is not restricted by law, ordinance or regulation.

(B) For emergency medical care and other assistance exempt from verification as described in Section 1611 (b) and Section 1621 (b) of Title 8 of the United States Code.

(b) (1) Verification of lawful presence in the United States by the agency or political subdivision required to make such verification shall require that the applicant execute an affidavit under penalty of perjury that:

(A) He or she is a United States citizen; or

(B) He or she is a qualified alien under the federal Immigration and Nationality Act and is lawfully present in the United States.

(2) For an applicant who has executed the affidavit described in subparagraph (B), eligibility for benefits shall be verified through the Systematic Alien Verification for Entitlements (SAVE) Program administered by the United States Citizenship and Immigration Services, or its successor, or an equivalent program designated by the United States Department of Homeland Security. Until this eligibility verification is made, the affidavit may be presumed to be proof of lawful presence for the purposes of this section.

(3) The California Health and Human Services Agency shall adopt regulations to provide for the adjudication of extraordinary individual circumstances under which the verification procedures imposed by this section would impose undue hardship on a legal resident of California.

(c) If an ineligible applicant files an application for a public benefit on behalf of an eligible recipient and does not satisfy the verification requirements of subdivision (b), if the application is approved, a copy shall be provided to the United States Department of Homeland Security, or its successor agency.

(d) (1) A person who knowingly and willfully makes a false, fictitious, or fraudulent statement or claim in an affidavit executed pursuant to subdivision (b) shall be subject to the penalties specified in Section 114 of the Penal Code.

(2) An officer or employee of an agency or political subdivision of the state who provides any state, local, or federal public benefits in violation of the requirements of this section is guilty of a misdemeanor.

(3) The penalties provided by this subdivision are not exclusive remedies and do not affect any other remedy as may be provided by law for any act or omission that constitutes a violation of this section.

SEC. 3. Section 10245.5 is added to the Health and Safety Code, to read:

102425.5. (a) Notwithstanding any other provision of law, a certificate of live birth as described in Section 102425 shall be issued for a birth that occurs on or after July 1, 2010, only if the child is born to parents either of whom is a citizen or national of the United States; or an alien lawfully admitted for permanent residence who maintains his or her residence in the United States.

(b) (1) In addition to the information required by Section 102425, as a condition of issuance of a birth certificate pursuant to subdivision (a), the parent or parents registering a birth, either in person to the local registrar or, at the time of the child's birth, to a hospital official, shall be required to sign an affidavit, under penalty of perjury, stating either of the following:

A) He or she is a citizen, or national of the United States.

B) He or she is an alien lawfully admitted for permanent residence and who maintains his or her residence is in the United States.

(2) The local registrar shall verify an affidavit executed pursuant to subparagraph (B), through the United States Citizenship and Immigration Services (USCIS), or its successor.

(c) (1) Notwithstanding any other provision of law, a certificate of live birth designated as a "Certificate of Live Birth for Birth to a Foreign Parent" shall be issued for a birth that occurs on or after July 1, 2010, for whom neither parent has provided the documentation required under subdivision (b).

(2) A birth mother shall appear in person before the local registrar prior to the issuance of a Certificate of Live Birth for Birth to a Foreign Parent, and shall provide the local registrar with all of the following additional information:

(A) Country of origin.

(B) Employer or other means of support.

(C) A fingerprint.

(D) An additional fee of seventy-five dollars (\$75).

(E) Three passport-type photographs provided by the applicant.

(3) The information obtained pursuant to paragraph (2) shall constitute an official government record. The local registrar shall provide the birth certificate application and this information to the United States Department of Homeland Security, or its successor. The local registrar shall provide any information to any state or federal agency, upon request.

SEC. 4. Section 11200.1 is added to the Welfare and Institutions Code, to read:

11200.1. To the extent permitted under federal law, an ineligible applicant filing an application on behalf of an eligible recipient for publicly funded social services that constitute a state or local benefit as defined in subsection (c) of Section 1621 of Title 8 of the United States Code, that are funded by state block grants, or other state or local funds, shall be subject to the verification requirements under

subdivision (b) of Section 27 of the Government Code as a condition of establishing the recipient's initial eligibility, or upon re-determination of eligibility, as a condition of the recipient receiving the state or local benefit.

SEC. 5. Section 11200.2 is added to the Welfare and Institutions Code, to read:

11200.2. A child in a child-only CalWORKs case shall be prohibited from receiving benefits for more than the minimum number of years required under federal law.

SEC. 6. The provisions of this act are severable. If any provision of this act or its application is held invalid, that invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.